

# MAGISTRATES COURT OF QUEENSLAND

Registry : Holland Park  
File No: MAG-00140584/15(1)  
LFR: HOLL-MAG-3763/15

Plaintiff : Police Commissioner Queensland Police Service (ABN 29 409 225 509)  
and  
Defendant : Peter Markan

## APPLICATION

**TAKE NOTICE that the Defendant is applying to the Court for the following order:  
Ordering QPS to follow the law and to provide me with the brief of evidence in their  
accusation against me.**

1. The Magistrate Court can only be a legal instrument if it complies with the relevant laws governing its establishment.
  - Magistrates Court Act 1921, and
  - Justices Act 1886, and others
2. Under provisions of law –  
**Magistrates Court Act 1921**  
*19 Laws of evidence*  
*The laws of evidence that apply in the Supreme Court*  
*apply in the trial of all questions of fact in the court.*

I am demanding that the Police Prosecution provided to me (by mail) the brief of evidence in their accusation against me as they have obligation under the law and their own rules to do so – eg.

Qld Police Operational Procedures Manual – section 3.4.13

3. **I am categorically rejecting the demand** put on me by Ms CORNACK ‘to collect personally the Brief from police station’ as being unlawful, illegal, demeaning and violating my legal rights.  
This is the abuse of both her position as a government employed bureaucrat and the abuse of my human rights, particularly articles 14.2, 14.3(b,e) of the International Covenant on Civil and Political Rights and the relevant provisions of Australian Human Rights Commission Act 1986

This application will be heard by the Magistrate Court at Holland Park on: 29.01.2016 at 9 am

Filed in the Holland Park Registry on 29.01.2016

Registrar: .....

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APPLICATION  
Filed on Behalf of the Defendant  
Form 9, Version 1  
Uniform Civil Procedure Rules 1999  
Rule 31

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Name: Peter Markan  
Address:  
Phone :  
Email: justiceaction@queenslandinstitute.org


If you wish to oppose this application or to argue that any different order should be made, you must appear before the Court in person or by your lawyer and you shall be heard. If you do not appear at the hearing the orders sought may be made without further notice to you.

THE APPLICANT ESTIMATES THE HEARING SHOULD BE ALLOCATED 0.5 HOUR

**PARTICULARS OF THE DEFENDANT:**

Name: Peter Markan

Plaintiff's residential or business address:  
Peter Markan

Signed:   
Description: *Defendant*  
Dated: 29.01.2016